



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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January 2, 1997

Hank Regulski  
Project Manager  
East Carbon Constructors, Inc.  
P.O. Box 880  
East Carbon, Utah 84520-0880

Re: Request for Release of Reclamation Surety, Jay Pagano Estate, Pagano Clay Mine, M/015/062,  
Emery County, Utah

Dear Mr. Regulski:

Thank you for performing the minor earthwork on the small berm and road section as indicated in your December 2, 1996, request for surety release. Unfortunately, the Division is unable to release the surety for the Pagano Clay Mine at this time. The earliest time we will be able to release the surety is in the Spring of 1997 when a vegetative survey can be performed by our biologist, Lynn Kunzler. This survey is required to verify that the success of revegetation on the reclaimed areas has achieved at least 70% of the pre-mining cover. Since this project did not include a baseline vegetative study the adjacent undisturbed vegetation will be used as a baseline.

When we spoke on the phone on November 26, 1996, I misadvised you that we could immediately release the surety for this site after receiving your written request. I apologize for any inconvenience this may cause you; however, an extra growing season should only improve the vegetative cover at the site. If you still have some of the seedmix used at this site, it may be prudent to reseed those areas recently worked on, and those small portions of the site which have poor revegetation success thus far.

If you have any questions in this regard, please contact me or Wayne Hedberg. Please contact Lynn Kunzler at (801) 538-5310 to arrange a vegetative success survey for the spring of 1997.

Sincerely,

Anthony A. Gallegos  
Senior Reclamation Specialist

jb  
cc: Harold Marston, Jay Pagano Estate  
Darin Olson, ECDC  
m15-62n.let

